

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN
&
THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 22ND MARCH 2007 / 1ST CHAITHRA 1929

WP(C).No. 9071 OF 2007(E)

PETITIONER:

THE MANJOOR SERVICE CO-OPERATIVE BANK
LTD. NO.K-73, P.O.MANJOOR, KURUPPANTHARA
686 603, REPRESENTED BY ITS PRESIDENT.

BY ADV. SRI.MILLU DANDAPANI

RESPONDENTS:

1. STATE OF KERALA, REPRESENTED BY
SECRETARY TO GOVERNMENT, HOME DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.
2. THE REGISTRAR OF CO-OPERATIVE SOCIETIES,
THIRUVANANTHAPURAM.
3. THE SUB INSPECTOR OF POLICE,
KADUTHURUTHY, P.O.MANJOOR, KOTTAYAM DISTRICT.
4. THE CIRCLE INSPECTOR OF POLICE,
KADUTHURUTHY, P.O.MANJOOR, KOTTAYAM DISTRICT.
5. THE SUPERINTENDENT OF POLICE,
KOTTAYAM.
6. SHRI.P.G.RAJ KUMAR,
PAINAKKUNNEL, P.O.MANJOOR.
7. SHRI. BENNY JOSEPH,
KALARIKKAL, P.O.MEMURI.
8. SHRI.BINU JAMES,
PERUNILAM, P.O.ERAVIMANGALAM.
9. SHRI.UTHUPPAN THOMAS,
NEELAMPADATH, P.O.ERAVIMANGALAM.

10. SHRI. SATHISH, PADINHARE THAIKKAD, P.O. MANJOOR.
11. SHRI. RAMESH, KURUPPAMPARAMBIL, P.O. MANJOOR.
12. SHRI. P.R. BABU, PARISSAYIL, P.O. ERAVINMANGALAM.

BY ADV. SRI.T.A.SHAJI

GOVT. PLEADER SRI. T.A. SHAJI.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 22/03/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

- EXT.P1 PHOTOCOPY OF ANNUAL REPORT AND THE
STATEMENT OF ACCOUNTS WITH BUDGET FOR 2006-07
AND 2007-08, ALONG WITH THE NOTICE OF THE
PETITIONER BANK.
- EXT.P2 PHOTOCOPY OF RESOLUTION NO. 575 DATED 2.3.2007
OF THE PETITIONER BANK, REFERRED TO IN TE WRIT
PETITION.
- EXT.P3 PHOTOCOPY OF PUBLIC NOTICE DATED 13.3.2007,
REFERRED TO IN THE WRIT PETITION.
- EXT.P4 PHOTOCOPY OF REQUEST OF THE PETITIONER DATED
14.3.2007 SUBMITTED BEFORE 3RD RESPONDENT WITH
COPIES TO RESPONDENTS 4 AND 5.
- EXT.P5 PHOTOCOPY OF ACKNOWLEDGEMENT OF EXHIBIT P4
BY THE 3RD RESPONDENT VIDE NO. 166/07 DATED
14.3.2007.
- EXT.P6 PHOTOCOPY OF POSTAL RECEIPT PERTAINS TO
EXHIBIT P4, REFERRED TO IN THE WRIT PETITION.

RESPONDENTS' EXHIBITS:

NIL.

// TRUE COPY //

P.S. TO JUDGE.

knc/-

P.R. RAMAN & ANTONY DOMINIC, JJ.

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W.P.(C) 9071 OF 2007.

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DATED THIS, THE 22ND DAY OF MARCH, 2007.

J U D G M E N T

Raman, J.

Heard both sides. This writ petition is filed seeking for a writ of mandamus to respondents 3 to 5 to render adequate and effective police protection to the Petitioner Bank so as to enable them to conduct the Annual General Body Meeting on 24.3.2007 as notified at Xavier's L.P. School, Manjoor, Kuruppanthara. It is alleged that Respondents 6 to 12 and their agents are preventing the petitioner Society from exercising and discharging their statutory obligations and conducting the Meeting.

2. Learned counsel appearing for respondents 6 to 12 would deny this. According to him, those respondents have no reason to cause any such obstruction or to create any law and order situation in the Meeting as alleged and being members they will be only participating in the meeting in accordance with law. This submission is recorded.

3. The learned Government Pleader, appearing on behalf of Respondents 3 to 5 would state that the request for police protection for the

Meeting scheduled to be held on 24.3.2007 is received and that Police will see that law and order situation is maintained.

4. In the above facts and circumstances and in view of the submissions made by the learned Government Pleader and also taking into consideration of the submissions made by other parties, there will be a direction to Respondents 3 to 5 to render necessary protection for the smooth conduct of the Annual General Meeting of the Petitioner Society at St. Xavier's L.P. School, Manjoor, Kuruppanthara, on 24.3.2007 and to take effective measures to prevent any law and order situation.

With the above direction, the writ petition is disposed of .

(Issue photocopy today itself.)

P.R. RAMAN,
(JUDGE)

ANTONY DOMINIC,
(JUDGE)

knc/-